



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
John C. Harvey and James W. Cuddihy : Group Art Unit:
Serial No. 08/447,447 : Examiner:
Filed May 23, 1995 : Atty Dkt 5634.140

For **SIGNAL PROCESSING APPARATUS** :
AND METHODS

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
APPLICATION -- FILING DATE GRANTED**

**ATTENTION: APPLICATION PROCESSING DIVISION
SPECIAL PROCESSING AND CORRESPONDENCE BRANCH**
Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

In response to the enclosed PTO-1607, **Notice to File Missing Parts of
Application -- Filing Date Granted**, dated June 22 1995, Applicants herewith submit
the following:

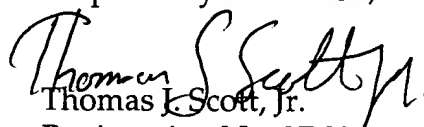
- [X] Copy of PTO-1607
- [X] Small Entity Declaration, as filed in the parent case, application serial number 08/113,329, filed August 30, 1993; and
- [X] Petition for 1 month extension of time; with check in the amount of \$55.00 to cover the requisite fee.

REMARKS

Please accord small entity status for the above-referenced patent application. Small entity status was properly established in the parent case, application serial number 08/113,329, filed August 30, 1993, and the instant patent application had small entity status at the applications' filing date. Therefore, pursuant to 37 C.F.R. § 1.9(d), the instant application qualifies for small entity. The application was accompanied by a check in the amount of \$365.00 to cover the filing fee as a small entity. A copy of the Verified Statement Claiming Small Entity Status for a Small Business Concern from the parent case is submitted herewith. Applicants respectfully request that the surcharge be waived.

The Commissioner is hereby authorized to credit Deposit Account No. 08-3038 any amounts charged to this Account in connection with the filing of the instant application. *This sheet is submitted in triplicate.*

Date: August 23, 1995
HOWREY & SIMON
1299 Pennsylvania Avenue, NW
Washington, D.C. 20004
Tel: (202) 783-0800

Respectfully submitted,

Thomas L. Scott, Jr.
Registration No. 27,836
Attorney for Applicants



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
08/447,447	05/23/95	HARVEY	1 563470

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06/22/95

NOTICE TO FILE MISSING PARTS OF APPLICATION FILED UNDER 37 CFR 1.60 FILING DATE GRANTED

A filing date has been granted to this application filed under 37 CFR 1.60. However, the items indicated below are missing. The required items and fees identified below must be timely submitted **ALONG WITH THE PAYMENT OF A SURCHARGE** for items 1 and 3 of \$ 1,000.00 for large entities or \$ 250.00 for small entities who have complied with 37 CFR 1.28(a). The surcharge is set forth in 37 CFR 1.16 (e).

If all required items on this form are filed within the period set below, the total amount owed by applicant as a ☒ large entity, ☐ small entity (verified statement filed), is \$ 4,950.00.

Applicant is given ONE MONTH FROM THE DATE OF THIS LETTER, OR TWO MONTHS FROM THE FILING DATE of this application, WHICHEVER IS LATER, within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136 (a).

- ☒ The statutory basic filing fee is: ☐ missing ☒ insufficient. Applicant as a ☒ large entity, ☐ small entity, must submit \$ 3,700.00 to complete the basic filing fee.
- ☐ Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- ☐ The application was filed under 37 CFR 1.60. The copy of the oath or declaration ☐ is missing ☐ does not show applicant(s) signature or an indication it was signed. A copy of the signed oath or declaration originally filed in the prior complete application is required.
- ☐ OTHER:

Direct the response and any questions about this notice to, Attention: Application Processing Division, Special Processing and Correspondence Branch.

A copy of this notice MUST be returned with the response.

APPLICATION PROCESSING DIVISION
(703) 308-1202

COPY TO BE RETURNED WITH RESPONSE